

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Chang and Santini

Application No.: 09/465,491

Group Art Unit: 1655

Filed: December 16, 1999

Examiner: Goldberg

For:

QUANTITATION OF hTERT mRNA

Attorney Docket No.: RPA 1002

EXPRESSION

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Assistant Commissioner for Patents Box AF Washington, D.C. 20231

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated July 25, 2001 of the Primary Examiner finally rejecting claims 1, 3, 5-8, 10, 12-21, 23, 25-27 of the above-identified application.

The item(s) checked below are appropriate:

- 1. An extension of time for responding to the final rejection for two month(s):
 - □ was filed on
 - is submitted herewith.
- 2.

 A timely response to the final rejection has been filed.
- - Required.
 - □ Not required (Fee paid in prior appeal).
- 4. Applicant has qualified for the 50% reduction in fee for an independent inventor, non profit organization or small business concern and a fee in the amount of \$160.00 is:
 - □ Required.
 - □ Not required (Fee paid in prior appeal).
- Please charge the required fee, if any, to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.

Respectfully submitted,

Date December 20, 2001

Rahul Pathak

42,983

(Reg. No.)

for

Jennifer Gordon

30,753

01/02/2002 CV0111 00000035 161150 09465491

PENNIE & EDMONDS LLP 3300 Hillview Ave. Palo Alto, CA 94304

Palo Alto, CA 943 (650) 849-7607

01 FC:119

320.00 CH